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Attorneys for Defendants
2014-1 IH Equity Owner, LP
THR Nevada II, LP, THR Property Borrower, LP,
THR Property Guarantor, LP,
THR Property Holdco, LP, and
2014-1 IH Property Holdco, LP

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

LAS VEGAS DEVELOPMENTAL GROUP, LLC, a
 Nevada limited liability company

Plaintiff,

vs.

2014-3 IH EQUITY OWNER, LP, a Delaware
 limited partnership; BANK OF AMERICA, na,
 National Banking Association; MERIDIAN
 FORECLOSURE SERVICE, a California
 Corporation; ARNOLD DUMLAO, an individual;
 JOCELYN DILAG, an individual; THR NEVADA
 II, LP, a Delaware limited partnership; THR
 PROPERTY BORROWER, LP, a Delaware limited
 partnership; THR PROPERTY GUARANTOR, LP,
 a Delaware Limited partnership; THR PROPERTY
 HOLDCO, LP, a Delaware limited partnership;
 2014-3 IH PROPERTY HOLDCO, LP, a Delaware
 limited partnership, 2014-1 IH BORROWER, LP, a
 Delaware limited partnership; GERMAN
 AMERICAN CAPITAL CORPORATION, a
 Maryland corporation; DOE individuals I through
 XX; and ROE CORPORATIONS I through XX,

Defendants.

Case No.: 2:15-cv-00917-GMN-NJK

**STIPULATION TO CONTINUE
 RESPONSE DEADLINE TO BANK
 OF AMERICA'S MOTION FOR
 SUMMARY JUDGMENT**

[ECF NO. 87]

FOURTH REQUEST

Defendants 2014-3 IH BORROWER, LP, a Delaware limited partnership 2014-3 IH
 EQUITY OWNER, LP, a Delaware limited partnership; THR NEVADA II, LP, a Delaware limited
 partnership; THR PROPERTY BORROWER, LP, a Delaware limited partnership; THR PROPERTY
 GUARANTOR, LP, a Delaware Limited partnership; THR PROPERTY HOLDCO, LP, a Delaware

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1 limited partnership; and 2014-3 IH PROPERTY HOLDCO, LP, a Delaware limited partnership,
2 (referred to collectively as “Invitation Homes Defendants”) and BANK OF AMERICA, N.A.
3 (“BANA”), by and through their respective counsel of record, do hereby hereby stipulate and agree
4 as follows:

5 1. WHEREAS, on September 12, 2019, Invitation Homes Defendants filed a Motion for
6 Summary Judgment [ECF No. 86] (the “First Motion”) against Plaintiff Las Vegas Development
7 Group, LLC (“Plaintiff”), arguing that the Court should grant summary judgment in their favor and
8 against the Plaintiff, for various reasons.

9 2. WHEREAS, on September 12, 2019, BANA filed a Motion for Summary Judgment
10 [ECF No. 87] (the “Second Motion”) against Plaintiff Las Vegas Development Group, LLC
11 (“Plaintiff”), arguing the that the Court should grant summary judgment in their favor and against the
12 Plaintiff, for various reasons.

13 3. WHEREAS, BANA also moved the Court to dismiss the THR Nevada II’s cross-
14 claims, which include claims for unjust enrichment and negligent misrepresentation, as set forth in
15 Sub-Section F of the Second Motion’s Legal Argument Section.

16 4. WHEREAS, on October 23, 2019, this Court ordered that the parties participate in a
17 settlement conference on January 28, 2020. [ECF No. 100]. The Settlement Conference was later
18 continued to March 6, 2020 by Order of the Court [ECF No. 106] in response to an Unopposed
19 Request To Continue Settlement Conference [ECF No. 105].

20 5. WHEREAS, on October 28, 2019, BANA and the Invitation Homes Defendants
21 entered into a Stipulation and Order to Stay Proceedings and Brief on BANA’s Motion for Summary
22 Judgment concerning THR Nevada II’s cross-claims. [ECF No. 102].

23 6. WHEREAS, on February 14, 2020, this Court entered an Order confirming the
24 Stipulation to stay proceedings and briefing on BANA’s Motion For Summary Judgment. The Court
25 further ordered that BANA and the Invitation Homes Defendants file a Joint Status Report on how
26 the parties intend to proceed following the Settlement Conference. [ECF No. 107].

27 7. WHEREAS, on March 6, 2020, a Settlement Conference was held between the
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1 Plaintiff, BANA and the Invitation Homes Defendants but no settlement was reached with the
2 Plaintiff.

3 8. On March 25, 2020, Plaintiff Las Vegas Development Group filed its Response (ECF
4 No. 113) to the First Motion and its Response (ECF No. 114) to the Second Motion.

5 9. On March 25, 2020, this Court entered an Order (ECF No. 115) denying the First
6 Motion and the Second Motion. The Order stated that “BANA shall file its response to Purchaser
7 Defendants’ Motion for Summary Judgment, (ECF No. 86), within fourteen (14) days from entry of
8 this Order.” The Order inadvertently names BANA as the party to respond to a motion for summary
9 judgment as it was BANA that moved to dismiss the THR Nevada II’s cross-claims in the Second
10 Motion.

11 10. Due to confusion that initially arose over the language in the Order and due to
12 issues that have arisen a result of the COVID-19 Coronavirus, the parties stipulated to extend
13 time for THR Nevada II to file its Limited Response to BANA’s Motion for Summary Judgment
14 up to and including **April 30, 2020**.

15 11. On April 13, 2020, this Court entered an Order confirming the Stipulation to Continue
16 the Response Deadline to BANA’s Motion For Summary Judgment.

17 12. In the process of preparing the Limited Response to BANA’s Motion for Summary
18 Judgment, THR Nevada found that the legal issues presented in the BANA’s Motion are far more
19 complex and required more legal research than was originally anticipated. Thus, THR Nevada
20 requested that BANA grant THR Nevada additional time to complete its Limited Response.
21 Accordingly, the parties have agreed and stipulated to extend time for THR Nevada II to file its
22 Limited Response to BANA’s Motion for Summary Judgment an additional week, up to and
23 including **May 8, 2020**.

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13. This Stipulation is made in good faith and not for purpose of delay.

Dated this 30th day of April, 2020.

GERRARD COX LARSEN

/s/ Douglas D. Gerrard, Esq.

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Dated this 30th day of April, 2020.

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/s/ Scott R. Lachman, Esq.

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Attorneys for Defendant, Cross-Defendant
Bank of America, N.A.

Dated this 8th day of April, 2020.

HUTCHISON & STEFFEN, PLLC

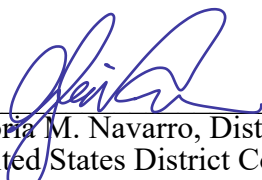
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ORDER

IT IS HEREBY ORDERED that the above Stipulation to Continue Response Deadline to Bank of America's Motion for Summary Judgment Concerning THR Nevada II's Cross-claims Against BANA, (ECF No. 124), until **May 8, 2020** is **GRANTED**.

Dated this 1 day of May, 2020.


 Gloria M. Navarro, District Judge
 United States District Court

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of GERRARD COX LARSEN, and that on the 30th day of April, 2020 and pursuant to Fed. R. Civ. P. 5, I e-served a true and correct copy of the **STIPULATION TO CONTINUE RESPONSE DEADLINE TO BANK OF AMERICA'S MOTION FOR SUMMARY JUDGMENT** via the Federal Courts CM/ECF Filing System, and served the following parties addressed as follows:

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Kanani Gonzales, an employee of
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